

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHRISTOPHER ALAN PERRY,
PETITIONER,

CASE No.: 04-CV-40381
CRIM. No.: 04-CR-50014

Vs.

HON. PAUL V. GADOLA
MAG. JUDGE STEVEN D. PEPE

UNITED STATES OF AMERICA,
RESPONDENT.

_____ /

ORDER REGARDING MOTION TO WITHDRAW §2255 PETITION

Through counsel, Petitioner filed a “Motion to Withdraw §2255 Petition” on June 7, 2007 (Dkt. #36). Petitioner gives the following reasons:

- [1.]Petitioner, undersigned counsel, and the Federal Defender Office investigator have met in person and discussed this matter at length.
- [2.]After being apprised of all of his rights and careful consideration of his options, Petitioner has determined that it is not in his best interest to proceed with the §2255 petition. Petitioner’s Affidavit in support of his motion is attached hereto.
- [3.]Undersigned counsel has spoken to Assistant U.S. Attorney Nancy Abraham, and she has indicated that she concurs in the requested relief.

Id. at 1-2.

Therefore **IT IS ORDERED** that the motion to Withdraw as Counsel is **GRANTED** and the Petition is hereby **DISMISSED**.

IT IS SO ORDERED.

Dated: June 12, 2007
Flint, Michigan

s/Steven D. Pepe
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2007, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

Nancy A. Abraham, David A. Koelzer,

and I hereby certify that I have mailed by United States Postal Service the paper to the following non-ECF participant(s): Dale M. Smith, 808 E. Maple Street, Holly, MI 48442, and Christopher Perry, #32263-039, Federal Medical Center, P.O. Box 14500, Lexington, KY 40512.

s/James P. Peltier

United States District Court

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